

AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Adopted and Filed

Pursuant to the authority of Iowa Code section 99D.22(5), the Department of Agriculture and Land Stewardship hereby amends Chapter 62, "Registration of Iowa-Foaled Horses and Iowa-Whelped Dogs," Iowa Administrative Code.

The requirement that 51 percent of an Iowa-registered stallion be owned by Iowa residents for purposes of determining eligibility for registration as an Iowa thoroughbred, quarter horse, or standardbred stallion was eliminated in 2014 Iowa Acts, Senate File 2185. The amendments eliminate the 51 percent Iowa ownership requirement from the stallion qualification and application procedure and from the application information form. The amendments also rescind the definition of "bona fide Iowa resident," which requires a person to reside in Iowa for six months prior to the date of registration of the stallion, and eliminate related provisions.

Notice of Intended Action was published in the Iowa Administrative Bulletin as **ARC 1513C** on June 25, 2014. No comments were received from the public. The adopted amendments are identical to the amendments published under Notice of Intended Action.

After analysis and review of this rule making, no adverse impact on jobs has been found.

These amendments are intended to implement 2014 Iowa Acts, Senate File 2185.

These amendments will become effective September 24, 2014.

The following amendments are adopted.

ITEM 1. Rescind the definition of "Bona fide Iowa resident" in rule **21—62.1(99D)**.

ITEM 2. Amend rule **21—62.1(99D)**, definition of "Owner of a thoroughbred stallion," as follows:
"Owner of a thoroughbred stallion," "owner of a standardbred stallion" or "owner of a quarter horse stallion" means ~~a bona fide Iowa resident~~ the person who owns at least 51 percent of a thoroughbred, standardbred or quarter horse stallion for one service season or more.

ITEM 3. Rescind and reserve subrule **62.10(1)**.

ITEM 4. Amend subrule 62.12(3) as follows:

62.12(3) If ~~51 percent of the new ownership is a bona fide Iowa resident(s) and~~ owner(s) wishes to qualify the stallion as an Iowa stallion, then the new owner(s) must submit an application for an Iowa Stallion Eligibility Certificate; along with a copy of the bill of sale and meet all other department requirements.

ITEM 5. Amend rule **21—62.13(99D)**, numbered paragraph "5," as follows:

5. Statement that ~~a minimum of 51 percent of the stallion is owned by a bona fide resident(s) of Iowa, and that~~ the stallion will not stand for service any place outside the state of Iowa during the calendar year in which the foal is conceived;

ITEM 6. Rescind and reserve subrule **62.20(1)**.

ITEM 7. Amend rule **21—62.23(99D)**, numbered paragraph "5," as follows:

5. Statement that ~~a minimum of 51 percent of the stallion is owned by a bona fide resident(s) of Iowa, and that~~ the stallion will not stand for service any place outside the state of Iowa before August 1 of the calendar year in which the foal is conceived;

ITEM 8. Rescind and reserve subrule **62.30(1)**.

ITEM 9. Amend rule **21—62.33(99D)**, numbered paragraph “5,” as follows:

5. Statement that ~~a minimum of 51 percent of the stallion is owned by a bona fide resident(s) of Iowa, and that~~ the stallion will not stand for service any place outside the state of Iowa before August 1 of the calendar year in which the foal is conceived;

[Filed 7/30/14, effective 9/24/14]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 8/20/14.